

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

TENNESSEE CONFERENCE of the NATIONAL
ASSOCIATION for the ADVANCEMENT of
COLORED PEOPLE, on behalf of itself and its
members, et al.,

Plaintiffs,

v.

WILLIAM LEE, in his official capacity as Governor of
the State of Tennessee, et al.,

Defendants.

Civil No. 3:20-cv-01039

JUDGE CAMPBELL
MAGISTRATE JUDGE
FRENSLEY

[Putative Class Action]

MOTION TO AMEND AND CORRECT THE RECORD

Plaintiffs respectfully file this motion to amend and correct the record regarding their Notice of Filing in Support of Plaintiffs' Response in Opposition to Defendants' Motion for Summary Judgement as to Counts One, Two, and Three, Doc. 275. Pursuant to Local Rule 7.01(a)(1), Plaintiffs' counsel has conferred with Defendants' counsel on this motion and Defendants' counsel has no objection.

Plaintiffs seek to modify eight exhibits attached to their Notice of Filing. Plaintiffs inadvertently left out several pages of deposition transcripts that were cited in Plaintiffs' Statement of Undisputed Material Facts, Doc. 276, and Plaintiffs' Responses to Defendants Statement of Undisputed Material Facts, Doc. 277. Plaintiffs respectfully seek leave to correct their error and ensure that the Court has all the relevant documents before it. Adding these pages at this time will not prejudice Defendants, as they already possessed complete transcripts of all depositions in

question and had those documents available when responding and replying to the statements of fact.

Specifically, Plaintiffs seek leave to add missing deposition excerpt pages to Exhibits 7, 34, 38 41, 42, 43, and 57 and to replace the pages in Exhibit 45, which should have been excerpts from the May 19, 2023 deposition of Linda Phillips, but instead included pages from the December 8, 2023 Deposition of Linda Phillips. To eliminate the need for cross-referencing, Plaintiffs seek to fully refile the Notice of Filing with all the complete exhibits. That proposed filing is attached to this record as Exhibit A.

For the reasons stated above, Plaintiffs respectfully request leave to file the described amended Notice of Filing in Support of Plaintiffs' Response in Opposition to Defendants' Motion for Summary Judgement as to Counts One, Two, and Three.

Dated: August 22, 2024

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CERTIFICATE OF SERVICE

I hereby certify that on August 22, 2024, a copy of the foregoing document was filed electronically. Notice of this filing will be served by operation of the Court's electronic filing system to counsel for parties below. Counsel for the parties may access these filings through the Court's electronic filing system:

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